

Serial No. 09/782,306

WENZEL et al.

PF 51202

Claim 1 stands rejected under 35 U.S.C. §102(b) as being anticipated by

- (a) the teaching of *Koda* (abstract, *Taisha* 10(5), 730-9 (1973)); and
- (b) the teaching of *Gionfriddo et al.* (abstract, *Essenze, Derivati Argumari*, 66(4), 404-416 (1996));

which inter alia address flavone compounds carrying a sugar substituent in the position corresponding to R⁷ of applicants' formula (I).

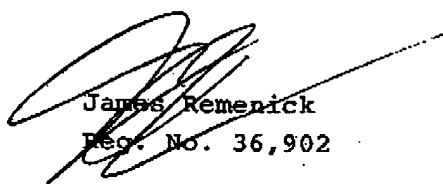
Claim 1 as herewith presented by applicants does not allow for the presence of a sugar substituent, and the subject matter of applicants' claim is therefore distinguished from the teachings of the references which were applied by the Examiner in the structural particularities of formula (I). Accordingly, the references cannot be deemed to identically describe the subject matter defined in applicants' claim as would be required for a finding of anticipation under Section 102. It is therefore respectfully requested that the respective rejections be withdrawn. Favorable action is solicited.

In view of the foregoing and the enclosed the application should now be in condition for allowance. Early action by the Examiner would be greatly appreciated by applicants.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 14.1437. Please credit any excess fees to such deposit account.

Respectfully submitted,

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Encl.: CLAIM AMENDMENTS (Appendix I)

JR/BAS

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